



Entered on Docket
January 29, 2007

Hon. Linda B. Riegle
United States Bankruptcy Judge

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Attorneys for Fertitta Enterprises, Inc.,
and designated Nevada counsel for Estate of
Tabas

UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA

In re:

USA COMMERCIAL MORTGAGE COMPANY,
Debtor.

Case No. BK-S-06-10725-LBR
Case No. BK-S-06-10726-LBR
Case No. BK-S-06-10727-LBR
Case No. BK-S-06-10728-LBR
Case No. BK-S-06-10729-LBR

USA CAPITAL REALTY ADVISORS, LLC,
Debtor.

Chapter 11

USA CAPITAL DIVERSIFIED TRUST DEED FUND,
LLC,
Debtor.

ORDER ALLOWING 2004
EXAMINATION OF PERSON
MOST KNOWLEDGEABLE OF
MESIROW FINANCIAL
INTERIM MANAGEMENT LLC
(Affects USA CM ONLY)

USA CAPITAL FIRST TRUST DEED FUND, LLC,
Debtor.

USA SECURITIES, LLC,
Debtor.

Affects:

- All Debtors
- USA Commercial Mortgage Company
- USA Capital Realty Advisors, LLC
- USA Capital Diversified Trust Deed Fund, LLC
- USA Capital First Trust Deed Fund, LLC
- USA Securities, LLC

1 The Estate of Daniel Tabas and Fertitta Enterprises, Inc. ("Movants"), through their
2 respective counsel, Jonathan J. Bart, Esq., and Janet L. Chubb, Esq., of Jones Vargas filed an Ex-
3 Parte Application for Rule 2004 Examination of Person Most Knowledgeable of Mesirow
4 Financial Interim Management LLC, and good cause appearing,

IT IS HEREBY ORDERED that the Person Most Knowledgeable at Mesirow Financial
Interim Management LLC, upon ten days' notice, must appear for oral examination at the Law
Offices of Jones Vargas, 3773 Howard Hughes Parkway, 3rd Floor South, Las Vegas, Nevada
89169, or as set forth in the Notice of 2004 Examination, to which a copy of this Order shall be
attached.

10 | Prepared and Submitted by:

11 || WILENTZ GOLDMAN & SPITZER P.A.

JONES VARGAS

12 //s//Jonathan J. Bart

//s//Louis M. Bubala III

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